

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Nichole Athey

Docket No. 286899

LC No. 2007-008811-FH

Patrick M. Meter  
Presiding Judge

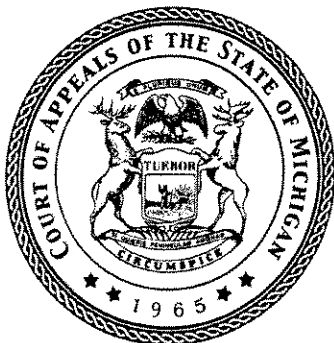
William C. Whitbeck

Stephen L. Borrello  
Judges

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The Court orders that the delayed application for leave to appeal is DENIED for lack of merit in the grounds presented.

The Court orders that the motion to remand is DENIED because appellant has failed to demonstrate that the issue should be decided initially by the trial court. MCR 7.211(C)(1)(a)(i).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 14 2009

Date

*Sandra Schultz Mengel*  
Chief Clerk